Revenue (193) Department.

Ms. SERIES.

G.U. No. 2152

Dated 22-3-39

[Despatch Abstract.]

Alienation — canal (Sellary) — Hospet-
Town — S.No. 25-A-3. — Bank Rule
Cooperative Central Bank, Hospet — sanctioned

EPARTMENT.

Received 13 AUG 1939 19

ASSISTANT SECRETARY TO GOVERNMENT REVENUE DEPARTMENT

ALIENATION - Land - (Bellary) - Hospet Taluk Hospet town - S.No. 28-A-3 - Bank building - Co-operative Central Bank - Hospet - Proposal. - Recommended.

Reference No. E- 1723-39-2

Station Madras, Dated the 11th August 1939

From S.Venkateswaran Esquire, I.C.S.,

Secretary.

Board of Revenue. Madras.

tewart Esquire, C.I.E., M.C., I.C.S.,
Commissioner of Land Revenue.

Read- the following: -

Letter from K.M. Unnithan Esquire, M.A., I.C.S., Collector, Bellary, No. Rc. 4320/38-A-1, dated 18-3-1939.

REFERENCE:-

At the instance of the Collector of Bellary, the Board recommends the alienation of the plot of land comprised in S.No. 28/A-3, of Hospet village, Hospet taluk, measuring Ac.1-06 in favour of the Co-operative Central Bank, Hospet for use as the site of the Bank buildin

2. The land is classed as village site in the accounts. The Municipal Council has no objection to the alienation. There are trees valued at Rs.28-8-0 and the Bank is willing to pay the value and the value of the land at 8 annas per sq.yard. It is registered under Act II of 1912.

3. The alienation will be subject to the payment of s.2,565/-for the occupancy right and subject to ground - ent which will be liable to revision from time to time ccording to the rules in force at the time of such re - ision and subject to the payment of Rs.28-8-0 being the alue of the trees standing on the land and subject a o, the following conditions to which the alienee has greed.

(1) The land shall be used as the site of the Bank uilding and for no other purpose.

(2) The building shall be constructed within two - ears from the date of the grant.

(3) No other building shall be constructed on the land without the previous permission of the Collector of he district.

(4) The Government may resume the land wholly or in part with any buildings thereon in the event of the in - ringement of any of the conditions of the grant. In the vent of such resumption no compensation shall be payable for ny improvements that may have been effected or other work hat may have been executed on the land by the grantee ar he grantees shall not be entitled to the repayment of any mount that may have been paid to the Government for the rant. If there are buildings on the land, the Governmer.. ay direct the grantee to remove them.

(6) In the event of resumption under condition (5) if there are buildings on the land the Government shall - -purchase the buildings.

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (6) or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition whichever may be less together with the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contra - vention of condition (3).

(8) In the event of the grantee refusing to remove the buildings when so directed under condition (4) the Government may remove them and realise the cost of removal by the sale of the materials. -

(9) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value of the land at the time of the relinquishment - whichever may be less.

(10) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots

and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(11) The alienee shall take all reasonable measures the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(12) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with and

(13) In the event of the infringement of, or failure to observe, any of the conditions (10) to (12), the alien shall pay to the Government such compensation as is deter mined by the Collector of the district for any loss or da mage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the lan and re-enter on it and the whole land shall thereupon ves absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

Ramachandran
For Secretary, 12.9

The Secretary to Government, Revenue Department,
with alienation statement and a sketch to be

p5cf p7cf

.T.S.,
12/8

MR

Application for the alienation of land in which the Proprietary right belongs to the state.

-*-

1. Description and area. S.No. 28 A/3 of 95 Hospet village in Hospet measuring 1-06 acres.

Village site poramboke reserved for the Municipal Office.

2. Market Value at 0-8-0 per square yard is Rs.2,565/- for 1.06 acres.

3. Alienees and purpose of alienation. Co-operative Central Bank, Hospet. for the construction of a building for the Bank.

MR
C.R K 12/6

$\frac{106}{5} \times \frac{2178}{9} \times \frac{1}{2} = \frac{12826}{5}$

Rs 2565-3-

1 2 F

REVENUE DEPARTMENT. C.F. 31—14,000—7-7-37.

CURRENT No.

Received _____ 19 *Registered* _____ 1939 4361 Pm

Subject.

Alienation - Land - (Bellary) - Hospet taluk - Hospet town - S.No. 28/A-3 - Bank building - Co-operative Central Building Bank, Hospet.

Reference E. No. 1723-39-3.

Station Madras, *Dated the* 15th August 1939. 19

From

S. Venkateswaran Esq., I.C.S.,

Secretary,

Board of Revenue.

F.W. Stewart Esq., C.I.E., M.C., I.C.S.,
Commissioner of Land Revenue

Read the following:--

1911-6-39 Board's Refce. E 1723-39-2, dated 11th August 1939.

Reference.

"The Board understands from the Collector that His Excellency the Governor, will be requested to lay the foundation stone of the Bank building on the site, during His Excellency's vist to Hospet on the 14th October. The Board therefore, requests that the Government will be pleased to pass orders in the matter at a very early date.

for Secretary. 15.8.39

To the Secretary to the Government,

Revenue Department.

AS.15/8.

Rev Dept

Alienation – Land – (Bellary) – Hospet TK & town – S. No 28-A-3 – Bank building – Co-operative Central Bank, Hospet.

pp 1-4 of G. No 4332 F/39 From the Bd of Rev, Refee No E 1723/39-2 dy 11-8-39
p 4 of " —do—, Refee No E 1723/39-3 " 15-8-39
To R.S.

Please see the Bd's Refees in the cy.

2. The land in question is required by the Co-operative Central Bank, Hospet for use as the site of the Bank building. Under the orders in G.O. No 72 Rev dy 17.1.24 when town sites are applied for by co-operative societies for building purposes including sites for offices, they should be required to pay both the value of the site and ground rent. In the present case the Bank is reported to be willing to pay the value of the land as also the value of the trees standing on the land. The Bd recommends the alienation subject to the payment of ground rent also.

para 1 at p 1 of

p 3 of (E)

a 2 at p 1 of

para 3 at p 2 of

3. In a file dealing with the amendments to B.S.O. 24 proposed by the Bd, Secy has suggested that "Assignment" will be used for the disposal of lands for private purposes whether to individuals or societies or firms and whether free or at full or concessional value, that assignment for industrial or commercial

p 7376 F/39 (pending in for further action)

extract at flag (L)

or co-operative purposes will be subject to conditions similar to those imposed in the order of alienation recently issued in such circumstance and that if the "co-operative purpose" is accepted as a public purpose the disposal of land may take the form of alienation. Order of H.H. Rev have not yet been obtained on Secy's suggestion. The land in the present case is required for the purpose of the office of the Bank. The purpose may therefore be considered a public purpose. Under the existing orders ~~the land will have~~ and according to the suggestion of Secy the land will have to be alienated. The Bd's recommendation for the alienation of the land may therefore be accepted.

Obviously a public purpose ∥ ∥ Rs 17/8.

4. As the market value of the land is collected the conditions recommended by the Bd follow the conditions printed as an annexure to G.O. No 431 Rev dy 17-2-38. As no buildings exist on the land and as consequently no amount is paid by the Bank for the value of buildings the words beginning with "the amount" and ending with "together with" in condition (7) of the conditions proposed by the Bd are unnecessary and may be omitted. The other conditions do not

pp 2-4 of

p6 of (W)

5 - The alienation may be sanctioned subject to the amendment proposed in para 4 above. A draft order is submitted for approval. It may be sent to Dev and Fin for acceptance.

16.8.39.

17/8

S

17/8

Sd/ pas.
1 Sept 39.

23304 V/39.
17.8.39.

Dev
Fin

Dev Dept

Ecno. No 6312F/39-1
17.8.39.

Today.

The draft order might be amended and the file might be sent to Fin.

17/8/39

17/8/39 S

Ecno
17/8/39.

23304 V/SP-1
17/8/39

Fin:

Finance (Accts)

The only doubtful point is why the Bank should go in for one acre and 6 cents for an

ASSISTANT SECRETARY TO GOVERNMENT
17 AUG 1939
FINANCE DEPT

30818 A A

office building. Apparently the land is well situated and will fetch a good price if auctioned.

But France head Lot object to the alienation of 1·06 acres, though it seems an unnecessarily large extent for the purpose.

The draft order may be accepted.

Ord 17/8/39 HDF
18/8

Rev.

Fin no 30818 A 1939
18/8/39

Rev

Please see the note from page 1. Mr H.E. is to lay the foundation stone of the Cooperative Bank Building, ~~that pla~~ shortly, the file is subm in a spl pap.

HD 18/8

A.M. Rev. The draft may issue

HP. 21/8/39

cw: 18·8·39.

HDW
21/8

GOVERNMENT OF MADRAS.

Received _____ 193 . *Registered* _____ 193 .

Abstract.

REVENUE DEPARTMENT.

G.O. No. Ms. 2153 **Dated the 22-8-39**

READ the following :—

L. No. 4332 F/39 From the Board of Revenue, Revenue No. E 1723/39-2 dt. 11-8-39.

ORDER—

Sanction is accorded for ~~The Government sanction~~ the alienation of S. No. 28-A-3 measuring 1.06 acres in Hospet village, Hospet TK, Bellary Dt. in favour of the Co-operative Central Bank, Hospet for use as the site of the Bank building.

2. The alienation will be ~~free of charge for the occupancy right~~ subject to the payment of Rs 2565 (Rupees Two thousand five hundred and sixty five) for the occupancy right and ~~and to the payment~~ of Rs 28-8-0 (Rupees Twenty eight and annas eight) being the value of the trees standing on the land and subject to the payment of ground rent which will be liable to revision from time to time according to the rules in force at the time of such revision and subject also

~~land subject~~ to the following conditions :—

(1) The land shall be used as the site of the Bank building

and for no other purpose.

(2) The buildings shall be constructed within two years from the date of the grant.

(3) No other building shall be constructed on the land without the previous permission of the Collector of the District.

(4) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee ~~and~~ the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~.~~ If there are buildings on the land the Government may direct the grantee to remove them.

(5) The Government may resume the land, wholly or in part, with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations. ~~In the event of such resumption or in the event of the acquisition of the land for any reason, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less.~~

(6) In the event of resumption under condition (5) if there are buildings on the land, the Government ~~may, at their option, either~~ shall

~~(a)~~ purchase the buildings. ~~or~~

~~(b) direct the grantee to remove the buildings.~~

(7) In the event of the resumption of the land followed by the purchase of the buildings under condition (6) or in the event of the acquisition of the land for any reason, the compensation payable for buildings or other improvements shall in no case exceed ~~(the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, together with)~~ the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Govt in respect of buildings constructed in contravention of condition (3).

(8) In the event of the grantee refusing to remove the buildings, when so directed under condition (4) the Government may remove them and realize the cost of the removal by the sale of the materials.

(9) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee but ~~(and~~ the grantee shall ~~not~~ be entitled to the repayment of any amount that may have been paid to the Government for the grant~~or~~ the value of the land at the time of the relinquishment whichever may be less.

(10) The Govt reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Govt shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The grantee

shall not be entitled to cut or remove them or cause them to be cut or removed without the ~~previous~~ permission of the Collr.

(11) The grantee shall take all reasonable measures to the satisfaction of the Collr for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(12) The grantee shall take steps to see that the marks made by the Officers of the Govt on the sandalwood trees are preserved and are not tampered with.

(13) In the event of the infringement of, or failure to observe, any of the conditions (10) to (12) the grantee shall pay to the Govt such compensation as is determined by the Collr for any loss or damage caused by such infringement or failure on his part. The Govt shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Govt. In that case the grantee shall not be entitled to any compensation whatever.

16.8.05
W
16/8

17/8.

→ Collr (with a sketch retd)
for dept ✓ in ref

Despd.
Oct
27/8

REVENUE DEPARTMENT. 12

Subject:

ALIENATION: Land Revenue - Buildings - (Bellary District) - Hospet Taluk Hospet Town - S.Nos. 28A/2B and 28A/4A-2 - Hospet Co-operative Central Bank - Sanctioned.

- -

Mis.No. 158-S

Station: Salem, Dated the 17th February, 1943.

From

S.Y. Krishnaswami, Esq., I.C.S.,
Secretary, Board of Revenue, Salem.

To

H. Stewart, Esq., C.I.E., M.C., I.C.S., Commr. of Land Revenue.
J.S. Brown, Esq., C.S.I., C.I.E., I.C.S., Commr. of Excise, Sep. Revenue and Commercial Taxes.
J.H. Easterman, Esq., C.I.E., I.C.S., Commr. of Land Rev. and Irrign.

Read: Letters from I.M. Fraser, Esq., I.C.S., Collector of Bellary, No.4320/39-A2 dated 2.12.1941 and Ref.No.C.4320/39 d/23.12.42.

RESOLUTION:

The Board accepts the resumption of S.No.28A-3B of Hospet town measuring 8 cents alienated in favour of Hospet Co-operative Central Bank in G.O.Ms.2152 Revenue dated 22.8.39 communicated with B.P.Mis.2483 dated 1.9.39. At the instance of the Collector of Bellary the Board also sanctions the alienation of the plot of land comprised in S.Nos. 28A/2B and 28A/4-A2 of Hospet town, Hospet taluk measuring 8 cents and

SECRETARY TO GOVERNMENT
732 F
19 FEB 1943
REVENUE DEPARTMENT

and 23 cents respectively in favour of the Hospet Co-operative Central Bank for use as the site of the building for the Bank.

2 & 3. The alienation of S.No.28A-2B will be free of market value as the Bank has previously paid the market value on the 8 cents of land comprised in S.No.28A-3B now resumed. The alienation of 28A-4-A-2 will be subject to the payment of market value at 8 annas per sq. yard and to the payment of Rs.25-8-0 being the value of the trees standing on the land. The alienation of both the plots will be subject to the payment of ground rent which will be liable to revision according to the rules in force at the time of such revision and subject also to the following conditions to which the alienee has agreed:

(1). The land shall be used as the site of Hospet co-operative Central Bank and for no other purpose. . . . . .

(2). The building shall be constructed within a period of two years after the war.

(3). No other buildings than those required for the Bank shall be constructed on the land without the previous permission of the Collector of the distirct.

4. The Government

shall not be entitled to cut or remove them or cause them to be cut or removed without the ~~previous~~ permission of the Collr.

(11) The grantee shall take all reasonable measures to the satisfaction of the Collr for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(12) The grantee shall take steps to see that the marks made by the officers of the Govt on the sandalwood trees are preserved and are not tampered with.

(13) In the event of the infringement of, or failure to observe, any of the conditions (10) to (12) the grantee shall pay to the Govt such compensation as is determined by the Collr for any loss or damage caused by such infringement or failure on his part. The Govt shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Govt. In that case the grantee shall not be entitled to any compensation whatever.

16-8-35
W
16/8

17/8.

To The Bd of Rev (with a Sketch refd)
Dev dept ✓ 4-1-of

Despd.
CSW 20/8

(4) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land, the Government may direct the grantee to remove them and if the grantee refuses to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

(5) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. In the event of such resumption or in the event of the acquisition of the land for any reasons the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less and the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or ~~aaqqi~~ acquisition whichever may be less together with the initial cost or the value at the time of ~~resum~~ resumption or acquisition, whichever may be less of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (3)

(6) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvement that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value of the land at the time of relinquishment whichever may be less.

Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall be final.

(7) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land the Government shall be at liberty to cut and dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the ~~previous~~ permission of the collector of the district.

Revenue

Yours The papers may now be closed as superseded at A'bad

14/2/43 15/3/43 16/3/43

Shraddha 18/3/43

(8) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature tree growing on the land.

(9) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(10) In the event of the infringement of, or failure to observe any of the conditions (7 to (9) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

(True extract)

T.R. Narasimhan 17.2.43

for Secretary.

To the Collector of Bellary with alienation statements and enclosures returned.

To the Secretary to Government, Revenue Department ~~with alienation statements~~.

Rev. dept

S.R.R. 17.2. Yours Please see the Board's Proceedings above p12 2 Rev Dept No. 2152 Rev. 8 22.8.1939 Fin have observed that the alienation of 1.06 acres was entirely unnecessarily large for the site of the Bank. The Bd has now sanctioned 23 cents more for the same purpose. For orders whether the Bd's action will be approved as the alienation is on payment of market value If so the papers may be filed without reference to Rev. 8 22.8.39 after perusal by Dev & Fin.

23/1/43 25/2/43 There appears to be no objection in the case for the Bank having an area of 1 acre 23 cents instead of 1 acre 6 cents.

26 Feb S.

-2 MAR 1943

(20)

4893 B
2-3-43

Dev

Fin

13 MAR 1943 1006 F REVENUE DEPARTMENT

To A.S. May be perused and passed on to Finance dept. RL 3/3/43 DS

ASSISTANT SECRETARY 10 MAR 1943 PUBLIC WORKS DEPARTMENT GOVT

Rly 2/3/43

Dev. Nr. 4893 B/43 May be perused and returned to Rev. 9.3.43

Exp A